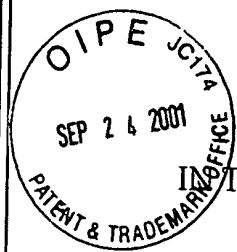


2313-113
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THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of)
Wei-Sing CHU) Box PCT
Serial No. 09/869,082)
(of PCT/US99/30519)) Attention:
Filed: June 22, 2001) Applications Branch

For: APPARATUS AND METHODS FOR EFFICIENT PROCESSING OF BIOLOGICAL SAMPLES ON SLIDES

RESPONSE TO NOTICE OF MISSING REQUIREMENTS

Box PCT
Assistant Commissicner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Notice of Missing Requirements under 35 U.S.C. §371 in the United States Designated/Elected Office (DO/EO/US) dated 31 July 2001, response copy attached, the Declaration and Power of Attorney identifying the above-referenced application by Serial Number and Filing Date is herewith submitted.

A check in the amount of \$65.00 for the surcharge is enclosed. However, should there be any additional fee or any overpayment, please charge or credit, as appropriate, to deposit account number 02-2135. An additional copy of this letter is enclosed for that purpose.

Respectfully submitted,

By Stephen A. Saxe

Stephen A. Saxe, Ph.D.
Attorney for Applicant
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Suite 701-E, 555 13th Street, N.W.
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Enclosures

09/26/2001 MKAYPAGH 00000165 09869082

01 FC:254 65.00 OP

Adjustment date: 10/05/2001 LLANDGRA
09/26/2001 MKAYPAGH 00000165 09869082
01 FC:254 -65.00 OP

Repln. Ref: 10/05/2001 LLANDGRA 0010522600
DAM:022135 Name/Number:09869082
FC: 704 \$65.00 CR



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NO.		FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/869082		CHU	W 2313-113

STEPHEN A SAXE ROTHWELL FIGG ERNST & MANBECK 555 13TH ST NW WASHINGTON, DC 20004	INTERNATIONAL APPLICATION NO.
	PCT/US99/30519

I.A. FILING DATE	PRIORITY DATE
22 DEC 99	23 DEC 98

DATE MAILED:

31 JUL 2001

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the I.B. to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494) an Elected Office (37 CFR 1.495):

- | | |
|--|--|
| <input checked="" type="checkbox"/> U.S. Basic National Fee. | <input type="checkbox"/> Indication of Small Entity Status. |
| <input checked="" type="checkbox"/> Copy of the international application. | <input checked="" type="checkbox"/> Translation of the international application into English. |
| <input type="checkbox"/> Oath or Declaration of inventors(s). | <input type="checkbox"/> Translation of Article 19 amendments into English. |
| <input type="checkbox"/> Copy of Article 19 amendments. | <input type="checkbox"/> Other: |
| <input type="checkbox"/> Priority Document. | |
| <input checked="" type="checkbox"/> The International Preliminary Examination Report in English and its Annexes, if any. | |
| <input type="checkbox"/> Translation of Annexes to the International Preliminary Examination Report into English. | |

2. Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.

- U.S. Basic National Fee. Copy of the international application.

3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
 b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
 c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
 d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

4. Additional claim fees of \$ _____ as a large entity small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

5. Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT/DO/EO/920.

ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

6. If box 3a or 3c is checked, a translation of the Annexes MUST be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.
7. The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: PCT/DO/EO/917
 PTO-875

Notice of Defective Translation
 PCT/DO/EO/920

Paulette Kidwell, Paralegal

Telephone: 703-305-3656